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FILED

AUG 23 2016

**SECRETARY, BOARD OF
OIL, GAS & MINING**

Attorneys for Utah Division of Oil, Gas and Mining

BEFORE THE UTAH BOARD OF OIL, GAS AND MINING

Notice of Agency Action for an Order
forfeiting a surety bond provided by
Patmos Energy, LLC and authorizing
the Division to plug and reclaim three
wells located in Sections 7 and 17,
Township 14 South, Range 14 East and
in Section 14, Township 15 South,
Range 14 East in Carbon County, Utah

**STIPULATION AND JOINT
MOTION TO CONTINUE
HEARING**

Docket No. 2016-
Cause No.

The Division of Oil, Gas and Mining (the Division) with the consent and joinder of Patmos Energy, LLC (Patmos) hereby stipulate and jointly move the Board of Oil, Gas and Mining, (Board) to continue the hearing of the above entitled matter that is now scheduled for hearing on August 24, 2016, until the next regularly scheduled Board hearing on September 28, 2016 upon the conditions set forth herein.

This Motion is made in recognition of and to further accommodate the efforts of Patmos to address the problems as identified in the Notice of Agency Action (NOAA) by plugging and restoration of the CBM State 22-14 and the Penta Creek 23-7 wells, and closing an onsite pit at the CBM 1 well. The parties acknowledge that if this work is

completed, it will resolve the immediate issues identified in the NOAA and the Division will agree and request that the matter be dismissed.

Accordingly, this Motion to continue is subject to the understanding between the Division and Patmos, that Patmos is in the process of obtaining bids for the plugging of the wells, and intends to enter into a contract that will allow for the completion of the work before the close of the construction season (approximately within 60 days). Assuming that there is sufficient progress toward the completion of plugging prior to the September 28, 2016 hearing so that the Division reasonably finds the work will be completed this season, then the Division will ask that the hearing of this matter be continued for one additional month, but otherwise the matter will be set for hearing on September 28, 2016 without further continuances. Once the work is completed to the Division's satisfaction, the Division will file a motion requesting that this matter be dismissed.

Submitted and agreed to this 23rd day of August, 2016

Patmos Energy, LLC

Thomas Crowther
Thomas Crowther, by 57a
Counsel for Patmos Energy, LLC
(per email - attached.)

Utah Division of Oil, Gas and Mining

Steve F. Alder
Steve Alder,
Assistant Utah Attorney General
Counsel for the Utah Division of Oil, Gas
and Mining

ORDER

Based upon the Stipulation and Joint Motion of the Division and Patmos for a Continuance of the hearing of this matter, and for good cause appearing therein,

IT IS HEREBY ORDERED that the hearing in the above matter be continued from August 24, 2016 until the next regularly scheduled hearing of the Board on September 28, 2016 subject to the terms and conditions of the foregoing Stipulation.

By the Board this ____ day of August, 2016

Ruland J. Gill, Jr., Chair

Certificate of Service

I certify that I caused the above Notice of Agency Action to be served on the following parties on the _____ day of June, 2016:

RLI Insurance Company



Steve Alder <stevealder@utah.gov>

stipulation to continue.

3 messages

Steve Alder <stevealder@utah.gov>

Tue, Aug 23, 2016 at 1:04 PM

To: tom.crowther@crowtherlaw.com

Cc: Melissa Reynolds <mreynolds@utah.gov>, Joshua Payne <joshuapayne@utah.gov>

Tom, I can't remember if you are still in town. I promised I would file a motion to continue on behalf of the Division and Patmos, but once I started to draft it I thought it might avoid future confusion and problems if it was in the form of a stipulation that addresses the anticipated developments.

If you agree please sign and return an electronic copy, If you prefer or do not reply, I will just ask for a one month continuance at the hearing.

Steve Alder

Assistant Attorney General
1594 West North Temple St. #300
Salt Lake City, UT 84116
tel 801 538 5348
stevealder@utah.gov

**Patmos stipulation and motion to continue.docx**

27K

Thomas N. Crowther <tom.crowther@crowtherlaw.com>

Tue, Aug 23, 2016 at 1:39 PM

To: Steve Alder <STEVEALDER@utah.gov>

Cc: "William (Will) Miller" <wrmiller1@crimson.ua.edu>

Steve:

The Stipulation looks fine. I am still out of town, so by this email I am granting you permission to sign my name electronically to the stipulation and to file it.

As always, thanks for you cooperation and assistance.

Thomas N. Crowther
8160 South Highland Dr.
Bldg. A, Suite 210
Sandy, UT 84093

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<Patmos stipulation and motion to continue.docx>